



General Assembly

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Amendment

LCO No. 7992

HB0649807992HD0

Offered by:

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To: Subst. House Bill No. 6498

File No. 344

Cal. No. 215

**"AN ACT CONCERNING IMPLEMENTATION DATES FOR
SECONDARY SCHOOL REFORM."**

1 Strike lines 63 to 67, inclusive, and insert the following in lieu
2 thereof:

3 "(j) For the school year commencing July 1, 2012, and each school
4 year thereafter, [a] each local [or] and regional board of education shall
5 [collect information] create a student success plan for each student
6 enrolled in a public school, beginning in grade six, [, that records
7 students'] Such student success plan shall include a student's career
8 and academic choices in grades six to twelve, inclusive."

9 Strike section 3 in its entirety and insert the following in lieu thereof:

10 "Sec. 3. Section 10-5d of the general statutes is repealed and the
11 following is substituted in lieu thereof (*Effective from passage*):

12 (a) For the fiscal years ending June 30, [2013, to] 2012, and June 30,
13 [2018] 2013, inclusive, the Department of Education shall, within
14 available appropriations, provide [grants to] technical assistance to any
15 local [and] or regional [school districts to begin] board of education
16 that begins implementation of the provisions of subsections (c) and (d)
17 of section 10-221a, as amended by this act.

18 (b) On or before November 1, [2012] 2013, and biennially thereafter,
19 each local or regional board of education [seeking grant] receiving
20 technical assistance from the department pursuant to subsection (a) of
21 this section shall report to the department on the status of the school
22 district's implementation of the provisions of subsections (c) and (d) of
23 section 10-221a, [and an explanation for the reasons why funds are
24 necessary for the next biennium to implement the provisions of
25 subsections (c) and (d) of said section 10-221a] as amended by this act.

26 (c) On or before February 1, [2013] 2014, and biennially thereafter,
27 the department shall report, in accordance with the provisions of
28 section 11-4a, to the joint standing committee of the General Assembly
29 having cognizance of matters relating to education on the status of
30 implementation of the provisions of subsections (c) and (d) of section
31 10-221a, as amended by this act, by local and regional boards of
32 education in the state. Such report shall include, (1) an explanation of
33 any existing state and federal funds currently available to assist in such
34 implementation, (2) recommendations regarding the appropriation of
35 additional state funds to support local and regional boards of
36 education in the implementation of subsections (c) and (d) of said
37 section 10-221a, and (3) recommendations for any statutory changes
38 that would facilitate implementation of subsections (c) and (d) of said
39 section 10-221a by local and regional boards of education."

40 Strike section 5 in its entirety and insert the following in lieu thereof:

41 "Sec. 5. Subsection (g) of section 10-223e of the general statutes is
42 repealed and the following is substituted in lieu thereof (*Effective from*
43 *passage*):

44 (g) (1) (A) [On] Except as provided in subparagraph (C) of this
45 subdivision, on and after July 1, 2010, the local or regional board of
46 education for a school that has been identified as in need of
47 improvement pursuant to subsection (a) of this section may establish,
48 in accordance with the provisions of this subsection, a school
49 governance council for each school so identified.

50 (B) [On] Except as provided in subparagraph (C) of this subdivision,
51 on and after July 1, 2010, the local or regional board of education for a
52 school that has been designated as a low achieving school, pursuant to
53 subdivision (1) of subsection (c) of this section, due to such school
54 failing to make adequate yearly progress in mathematics and reading
55 at the whole school level shall establish, in accordance with the
56 provisions of this subsection, a school governance council for each
57 school so designated.

58 (C) The provisions of subparagraphs (A) and (B) of this subdivision
59 shall not apply to a school described in said subparagraphs if (i) such
60 school consists of a single grade level, or (ii) such school is under the
61 jurisdiction of a local or regional board of education that has adopted a
62 similar school governance council model on or before July 1, 2011, that
63 consists of parents, teachers from each grade level or subject area,
64 administrators and paraprofessionals and such school governance
65 council model is being administered at such school at the time such
66 school is so identified as in need of improvement or so designated as a
67 low achieving school.

68 (2) (A) The school governance council for high schools shall consist
69 of (i) seven members who shall be parents or guardians of students
70 attending the school, (ii) two members who shall be community
71 leaders within the school district, (iii) five members who shall be
72 teachers at the school, (iv) one nonvoting member who is the principal
73 of the school, or his or her designee, and (v) two nonvoting student
74 members who shall be students at the school. The parent or guardian
75 members shall be elected by the parents or guardians of students
76 attending the school, provided, for purposes of the election, each

77 household with a student attending the school shall have one vote. The
78 community leader members shall be elected by the parent or guardian
79 members and teacher members of the school governance council. The
80 teacher members shall be elected by the teachers of the school. The
81 nonvoting student members shall be elected by the student body of the
82 school.

83 (B) The school governance council for elementary and middle
84 schools shall consist of (i) seven members who shall be parents or
85 guardians of students attending the school, (ii) two members who shall
86 be community leaders within the school district, (iii) five members
87 who shall be teachers at the school, and (iv) one nonvoting member
88 who is the principal of the school, or his or her designee. The parent or
89 guardian members shall be elected by the parents or guardians of
90 students attending the school, provided, for purposes of the election,
91 each household with a student attending the school shall have one
92 vote. The community leader members shall be elected by the parent or
93 guardian members and teacher members of the school governance
94 council. The teacher members shall be elected by the teachers of the
95 school.

96 (C) Terms of voting members elected pursuant to this subdivision
97 shall be for two years and no members shall serve more than two
98 terms on the council. The nonvoting student members shall serve one
99 year and no student member shall serve more than two terms on the
100 council.

101 (D) (i) [Schools] Except for those schools described in subparagraph
102 (C) of subdivision (1) of this subsection, schools that have been
103 designated as a low achieving school pursuant to subdivision (1) of
104 subsection (c) of this section due to such school failing to make
105 adequate yearly progress in mathematics and reading at the whole
106 school level prior to July 1, 2010, and are among the lowest five per
107 cent of schools in the state based on achievement shall establish a
108 school governance council for the school not later than January 15,
109 2011.

110 (ii) [Schools] Except for those schools described in subparagraph (C)
111 of subdivision (1) of this subsection, schools that have been designated
112 as a low achieving school, pursuant to subdivision (1) of subsection (c)
113 of this section, due to such school failing to make adequate yearly
114 progress in mathematics and reading at the whole school level prior to
115 July 1, 2010, but are not among the lowest five per cent of schools in
116 the state based on achievement, shall establish a school governance
117 council for the school not later than November 1, 2011.

118 (3) The school governance council shall have the following
119 responsibilities: (A) Analyzing school achievement data and school
120 needs relative to the improvement plan for the school prepared
121 pursuant to this section; (B) reviewing the fiscal objectives of the draft
122 budget for the school and providing advice to the principal of the
123 school before such school's budget is submitted to the superintendent
124 of schools for the district; (C) participating in the hiring process of the
125 school principal or other administrators of the school by conducting
126 interviews of candidates and reporting on such interviews to the
127 superintendent of schools for the school district and the local and
128 regional board of education; (D) assisting the principal of the school in
129 making programmatic and operational changes for improving the
130 school's achievement, including program changes, adjusting school
131 hours and days of operation, and enrollment goals for the school; (E)
132 working with the school administration to develop and approve a
133 school compact for parents, legal guardians and students that includes
134 an outline of the criteria and responsibilities for enrollment and school
135 membership consistent with the school's goals and academic focus,
136 and the ways that parents and school personnel can build a
137 partnership to improve student learning; (F) developing and
138 approving a written parent involvement policy that outlines the role of
139 parents and legal guardians in the school; (G) utilizing records relating
140 to information about parents and guardians of students maintained by
141 the local or regional board of education for the sole purpose of the
142 election described in subdivision (2) of this subsection. Such
143 information shall be confidential and shall only be disclosed as

144 provided in this subparagraph and shall not be further disclosed; and
145 (H) if the council determines it necessary and subject to the provisions
146 of subdivision [(9)] (8) of this subsection recommending reconstitution
147 of the school in accordance with the provisions of subdivision (6) of
148 this subsection.

149 (4) The school governance council or a similar school governance
150 council model, described in subparagraph (C) of subdivision (1) of this
151 subsection, at a school that has been identified as in need of
152 improvement pursuant to subsection (a) of this section may: (A) In
153 those schools that require an improvement plan, review the annual
154 draft report detailing the goals set forth in the state accountability plan
155 prepared in accordance with subsection (a) of this section and provide
156 advice to the principal of the school prior to submission of the report to
157 the superintendent of schools; (B) in those schools where an
158 improvement plan becomes required pursuant to subsection (a) of this
159 section, assist the principal of the school in developing such plan prior
160 to its submission to the superintendent of schools; (C) work with the
161 principal of the school to develop, conduct and report the results of an
162 annual survey of parents, guardians and teachers on issues related to
163 the school climate and conditions; and (D) provide advice on any other
164 major policy matters affecting the school to the principal of the school,
165 except on any matters relating to provisions of any collective
166 bargaining agreement between the exclusive bargaining unit for
167 teachers pursuant to section 10-153b and local or regional boards of
168 education.

169 (5) The local or regional board of education shall provide
170 appropriate training and instruction to members of the school
171 governance council or a similar school governance council model,
172 described in subparagraph (C) of subdivision (1) of this subsection, at a
173 school that has been identified as in need of improvement pursuant to
174 subsection (a) of this section to aid them in the execution of their
175 duties.

176 (6) (A) The school governance council or a similar school

177 governance council model, described in subparagraph (C) of
178 subdivision (1) of this subsection, at a school that has been designated
179 as a law achieving school, pursuant to subdivision (1) of subsection (c)
180 of this section may, by an affirmative vote of the council, recommend
181 the reconstitution of the school into one of the following models: (i)
182 The turnaround model, as described in the Federal Register of
183 December 10, 2009; (ii) the restart model, as described in the Federal
184 Register of December 10, 2009; (iii) the transformation model, as
185 described in the Federal Register of December 10, 2009; (iv) any other
186 model that may be developed by federal law; (v) a CommPACT
187 school, pursuant to section 10-74g; or (vi) an innovation school,
188 pursuant to section 10-74h. Not later than ten days after the school
189 governance council informs the local or regional board of education of
190 its recommendation for the school, such board shall hold a public
191 hearing to discuss such vote of the school governance council and
192 shall, at the next regularly scheduled meeting of such board or ten
193 days after such public hearing, whichever is later, conduct a vote to
194 accept the model recommended by the school governance council,
195 select an alternative model described in this subdivision or maintain
196 the current school status. If the board selects an alternative model, the
197 board shall meet with such school governance council to discuss an
198 agreement on which alternative to adopt not later than ten days after
199 such vote of the board. If no such agreement can be achieved, not later
200 than forty-five days after the last such meeting between the board and
201 the school governance council, the Commissioner of Education shall
202 decide which of the alternatives to implement. If the board votes to
203 maintain the current school status, not later than forty-five days after
204 such vote of the board, the Commissioner of Education shall decide
205 whether to implement the model recommended by the school
206 governance council or to maintain the current school status. If the final
207 decision pursuant to this subdivision is adoption of a model, the local
208 or regional board of education shall implement such model during the
209 subsequent school year in conformance with the general statutes and
210 applicable regulations, and the provisions specified in federal
211 regulations and guidelines for schools subject to restructuring

212 pursuant to Section 1116(b)(8) of the No Child Left Behind Act, P.L.
213 107-110 or any other applicable federal laws or regulations.

214 (B) Any school governance council for a school or any similar school
215 governance council model, described in subparagraph (C) of
216 subdivision (1) of this subsection, at a school that has been identified as
217 in need of improvement pursuant to subsection (a) of this section may
218 recommend reconstitution, pursuant to subparagraph (H) of
219 subdivision (3) of this subsection, during the third year after such
220 school governance council or such similar school governance council
221 model was established if the school for such governance council has
222 not reconstituted as a result of receiving a school improvement grant
223 pursuant to Section 1003(g) of Title I of the Elementary and Secondary
224 Education Act, 20 USC 6301 et seq., or such reconstitution was initiated
225 by a source other than the school governance council.

226 (7) A school governance council or any similar school governance
227 council model, described in subparagraph (C) of subdivision (1) of this
228 subsection, at a school that has been identified as in need of
229 improvement pursuant to subsection (a) of this section shall be
230 considered a component of parental involvement for purposes of
231 federal funding pursuant to Section 1118 of the No Child Left Behind
232 Act, P.L. 107-110.

233 [(8) The Commissioner of Education shall evaluate the school
234 governance councils established on or before January 15, 2011, based
235 on the criteria described in subsection (a) of section 10-4s. On or before
236 October 1, 2014, the commissioner shall report, in accordance with the
237 provisions of section 11-4a, to the joint standing committee of the
238 General Assembly having cognizance of matters relating to education
239 on the evaluation conducted pursuant to this subdivision. Such report
240 shall also include recommendations whether to continue to allow
241 school governance councils to recommend reconstitution pursuant to
242 this subsection.]

243 [(9)] (8) The [department] Department of Education shall allow not

244 more than twenty-five schools per school year to reconstitute pursuant
245 to this subsection. The department shall notify school districts and
246 school governance councils when this limit has been reached. For
247 purposes of this subdivision, a reconstitution shall be counted towards
248 this limit upon receipt by the department of notification of a final
249 decision regarding reconstitution by the local or regional board of
250 education."

251 Strike section 7 in its entirety and renumber the remaining sections
252 and internal references accordingly

253 In line 399, after "Superintendents," insert "the Connecticut
254 Association of Schools,"

255 In line 402, after "(3)" insert "two"

256 After the last section, add the following and renumber sections and
257 internal references accordingly:

258 "Sec. 501. Section 10-151b of the general statutes is repealed and the
259 following is substituted in lieu thereof (*Effective July 1, 2011*):

260 (a) The superintendent of each local or regional board of education
261 shall continuously evaluate or cause to be evaluated each teacher, in
262 accordance with guidelines established by the State Board of
263 Education, pursuant to subsection (c) of this section, [for the
264 development of evaluation programs] and such other guidelines as
265 may be established by mutual agreement between the local or regional
266 board of education and the teachers' representative chosen pursuant to
267 section 10-153b. [, continuously evaluate or cause to be evaluated each
268 teacher.] An evaluation pursuant to this subsection shall include, but
269 need not be limited to, strengths, areas needing improvement,
270 strategies for improvement and multiple indicators of student
271 academic growth. Claims of failure to follow the established
272 procedures of such evaluation programs shall be subject to the
273 grievance procedure in collective bargaining agreements negotiated
274 subsequent to July 1, 2004. The superintendent shall report the status

275 of teacher evaluations to the local or regional board of education on or
276 before June first of each year. For purposes of this section, the term
277 "teacher" shall include each professional employee of a board of
278 education, below the rank of superintendent, who holds a certificate or
279 permit issued by the State Board of Education.

280 (b) Each local and regional board of education shall develop and
281 implement teacher evaluation programs consistent with guidelines
282 established by the State Board of Education, pursuant to subsection (c)
283 of this section, and consistent with the plan developed in accordance
284 with the provisions of subsection (b) of section 10-220a.

285 (c) On or before July 1, [2013] 2012, the State Board of Education
286 shall adopt, in consultation with the Performance Evaluation Advisory
287 Council established pursuant to section 10-151d, guidelines for a
288 model teacher evaluation program. Such guidelines shall provide
289 guidance on the use of multiple indicators of student academic growth
290 in teacher evaluations. Such guidelines shall include, but not be limited
291 to: (1) Methods for assessing student academic growth; (2) a
292 consideration of control factors tracked by the state-wide public school
293 information system, pursuant to subsection (c) of section 10-10a, that
294 may influence teacher performance ratings, including, but not limited
295 to, student characteristics, student attendance and student mobility;
296 and (3) minimum requirements for teacher evaluation instruments and
297 procedures.

298 Sec. 502. Subsection (a) of section 10-151 of the general statutes is
299 repealed and the following is substituted in lieu thereof (*Effective July*
300 *1, 2011*):

301 (a) For the purposes of this section:

302 (1) [The term "board] "Board of education" [shall mean] means a
303 local or regional board of education, a cooperative arrangement
304 committee established pursuant to section 10-158a, or the board of
305 trustees of an incorporated or endowed high school or academy
306 approved pursuant to section 10-34, which is located in this state;

307 (2) [The term "teacher" shall include] "Teacher" includes each
308 certified professional employee below the rank of superintendent
309 employed by a board of education for at least ninety days in a position
310 requiring a certificate issued by the State Board of Education;

311 (3) [The term "continuous] "Continuous" employment" means that
312 time during which the teacher is employed without any break in
313 employment as a teacher for the same board of education;

314 (4) [The term "full-time] "Full-time" employment" means a teacher's
315 employment in a position at a salary rate of fifty per cent or more of
316 the salary rate of such teacher in such position if such position were
317 full-time;

318 (5) [The term "part-time] "Part-time" employment" means a teacher's
319 employment in a position at a salary rate of less than fifty per cent of
320 the salary rate of such teacher in such position, if such position were
321 full-time;

322 (6) [The term "tenure"] "Tenure" means:

323 (A) The completion of thirty school months of full-time continuous
324 employment for the same board of education for teachers initially
325 hired prior to July 1, 1996; and forty such school months for teachers
326 initially hired on or after said date provided the superintendent offers
327 the teacher a contract to return for the following school year. For
328 purposes of calculating continuous employment towards tenure, the
329 following shall apply: (i) For a teacher who has not attained tenure,
330 two school months of part-time continuous employment by such
331 teacher shall equal one school month of full-time continuous
332 employment except, for a teacher employed in a part-time position at a
333 salary rate of less than twenty-five per cent of the salary rate of a
334 teacher in such position, if such position were full-time, three school
335 months of part-time continuous employment shall equal one school
336 month of full-time continuous employment; (ii) a teacher who has not
337 attained tenure shall not count layoff time towards tenure, except that
338 if such teacher is reemployed by the same board of education within

339 five calendar years of the layoff, such teacher may count the previous
340 continuous employment immediately prior to the layoff towards
341 tenure; [and] (iii) a teacher who has not attained tenure shall not count
342 authorized leave time towards tenure if such time exceeds ninety
343 student school days in any one school year, provided only the student
344 school days worked that year by such teacher shall count towards
345 tenure and shall be computed on the basis of eighteen student school
346 days or the greater fraction thereof equaling one school month; and
347 (iv) for a teacher who has not attained tenure and who is employed by
348 a local or regional board of education that enters into a cooperative
349 arrangement pursuant to section 10-158a, such teacher may count the
350 previous continuous employment with such board immediately prior
351 to such cooperative arrangement towards tenure.

352 (B) For a teacher who has attained tenure prior to layoff, tenure shall
353 resume if such teacher is reemployed by the same board of education
354 within five calendar years of the layoff.

355 (C) Except as provided in subparagraphs (B), [and] (D) and (E) of
356 this subdivision, any teacher who has attained tenure with any one
357 board of education and whose employment with such board ends for
358 any reason and who is reemployed by such board or is subsequently
359 employed by any other board, shall attain tenure after completion of
360 twenty school months of continuous employment. The provisions of
361 this subparagraph shall not apply if, (i) prior to completion of the
362 twentieth school month following commencement of employment by
363 such board, such teacher has been notified in writing that his or her
364 contract will not be renewed for the following school year, or (ii) for a
365 period of five or more calendar years immediately prior to such
366 subsequent employment, such teacher has not been employed by any
367 board of education.

368 (D) Any certified teacher or administrator employed by a local or
369 regional board of education for a school district identified as a priority
370 school district pursuant to section 10-266p may attain tenure after ten
371 months of employment in such priority school district, if such certified

372 teacher or administrator previously attained tenure with another local
373 or regional board of education in this state or another state.

374 (E) For a teacher who has attained tenure and is employed by a local
375 or regional board of education that enters into a cooperative
376 arrangement pursuant to section 10-158a, such teacher shall not
377 experience a break in continuous employment for purposes of tenure
378 as a result of such cooperative arrangement.

379 (7) [The term "school] "School month" means any calendar month
380 other than July or August in which a teacher is employed as a teacher
381 at least one-half of the student school days."